

Electronically Recorded

Tarrant County Texas

Official Public Records

1/14/2010 12:49 PM

D210009215



PGS 1 \$16.00

AMENDMENT TO OIL AND GAS LEASE

State: Texas
 County: Tarrant
 Lessor: Vernon W. Averhart and wife, Angela Averhart
 Lessee: XTO Energy Inc.
 Effective Date: September 24, 2009

On September 19, 2008, Lessor, named above, executed and delivered to XTO Energy Inc., Lessee, an Oil and Gas Lease (the "Lease"), a Memorandum of which is recorded under Document Number D208402093 of the Official Public Records of Tarrant County, Texas. The Lease covers the following lands (the "Lands"):

BEING 0.19304 acres of land, more or less, being Lot 32, Block 1, BRIERCLIFF ESTATES, an Addition to the City of Fort Worth, Tarrant County, Texas, according to the Plat thereof recorded in Cabinet A, Slide 4785, Plat Records, Tarrant County, Texas and being more particularly described in that certain General Warranty Deed with Vendor's Lien in Favor of Third Party dated May 9, 2002 and recorded in Document No. D202134395, Real Property Records, Tarrant County, Texas.

The Lease is recognized and deemed by Lessor to be in full force and effect; the Lease is presently owned by XTO Energy Inc. and it is the desire of the Lessor and XTO Energy Inc. to amend the Lease as to the particular provisions set out below.

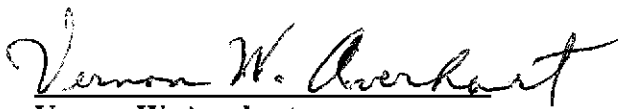

For adequate consideration, Lessor and Lessee amend the Lease by incorporating into it the following terms and provisions, as if originally contained in the Lease:



Wherever, in the Oil and Gas Lease or in paragraph 7 to the Oil and Gas Lease, the wording "320 acres" appears, Lessor and Lessee agreed that "640 acres" will be substituted therefore.

This Amendment is signed by Lessor and Lessee as of the date of the acknowledgment of their respective signatures, but is effective for all purposes as of the Effective Date stated above.

Lessors:

Lessee:

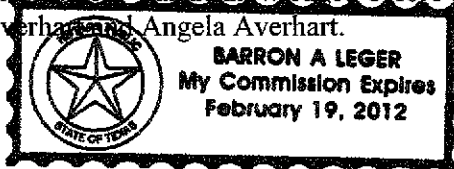

 Vernon W. Averhart

 Angela Averhart

XTO Energy Inc.

 BY: Edwin S. Ryan, Jr., SR. VP
 Land Administration


ACKNOWLEDGMENTS

STATE OF TEXAS
 COUNTY OF TARRANT

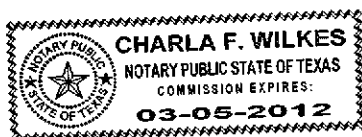
This instrument was acknowledged before me on the 24th day of October, 2009, by Vernon W. Averhart and Angela Averhart.

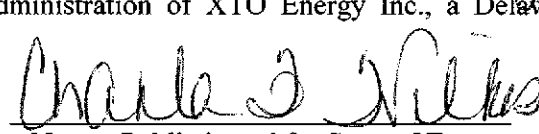



 Notary Public in and for State of Texas

STATE OF TEXAS
 COUNTY OF TARRANT

This instrument was acknowledged before me on the 14th day of January, 2009, by Edwin S. Ryan, Jr., Senior VP – Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.




 Notary Public in and for State of Texas